THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.12948 of 2006

DATED: 27.06.2006

Between:
L.Valisab .. PETITIONER

versus

The Commissioner, Rayadurg Municipality,
Rayadurg Mandal, Anantapur District. ..
RESPONDENT

WRIT PETITION NO.12948 of 2006

ORDER:

Heard the learned counsel.

2. The Writ Petition is filed for a Writ of Mandamus declaring the inaction of the respondent in considering the representation made by the petitioner dated 19.6.2006, for renewing the lease period of the shop for 2006 to 2009 in which the petitioner running Mechanic shop, situated at Lakshmi Bazar, Near Petrol Bunk in Rayadurg town, in spite of the petitioner agreed to pay 33.1/3% higher rent for the period of 2006 to 2009, as arbitrary illegal, unjust and contrary to the provision II Rule 12(h) of Regulation of Receipts and Expenditure Rules, 1968 and consequently direct the respondent to renew the lease period of the petitioner's mechanic shop for 2006 to 2009 situated at Lakshmi Bazar, near Petrol Bunk, in Rayadurg town at higher rate of rent 33.1/3% and pass such other suitable orders.

3. The counsel for the petitioner had drawn attention of this Court to several averments made in the affidavit filed in support of the Writ Petition and would maintain that the petitioner is having a valid legal right for his case to be considered for renewal. Further, it is also stated that a representation in this regard, dated 19.6.2006, praying for renewal of lease period of the shop in question is pending before the respondent-the Commissioner, Rayadurg Municipality.

4. In view of the above and after hearing both the learned counsel, this Court is of the considered opinion that the Writ Petition can be

disposed of with the following direction:

> "Respondent herein is hereby directed to consider the representation dated 19.6.2006 of the petitioner taking into consideration all the facts and circumstances and dispose of the same in accordance with law within a period of two (02) weeks from the date of receipt of a copy of this order and till then status quo as obtaining today to be maintained".

5. With the direction indicated above, the Writ Petition is disposed of. No costs.

27.06.2006

SSR
Issue order copy tomorrow.
(BO)